

**COUNCIL CHAMBERS CITY COUNCIL**  
**CITY HALL - CITY OF LODI**  
 FEBRUARY 6, 1952

This regular meeting of the City Council of the City of Lodi held beginning at 8:00 P.M. of Wednesday, February 6, 1952; Councilmen Bull, Haskell, Rinn and Tolliver (Mayor) present; Councilman Preszler absent.

Minutes of the previous meeting of January 16, 1952 were approved as written.

REPORT OF THE CITY MANAGER -

DEVELOPMENT  
PARK LAND IN  
LODI BARNHART  
TRACT.

The offer of D'Arrigo Bros, submitted January 16th, for rental of Lots 51 and 50, Lodi Barnhart Tract, purchased April 26, 1950 for use as a public park and play area, met with the opposition of the local Civitan Club, represented by Robert Litts. Mr Litts urged immediate action to remove grape vines, level the ground and plant it to turf. Mayor Tolliver called attention to the fact that the proposed one year lease would provide for release of such portion of the area as might be required for playground development this year. The feasibility of partial development was disputed, some contending that leveling must be done as a whole. Both Mayor Tolliver and City Manager Weller emphasized the matter of present shortages in materials for complete development, particularly piping for sprinkler system. Also, the City Recreation Commission's plans had apparently reached no final state; at one time, this Commission advocated development of two and one-half acres this year; at another time, the Commission had proposed the entire ten acres for immediate improvement. There was no provision made in the plans for street opening and improvement and no cost estimates had been prepared. Councilman Haskell suggested a joint meeting of the City Council and the City Recreation Commission, to be held at the earliest opportunity, would enable the City Council to arrive at a decision in this matter. Mayor Tolliver concurred with Mr Haskell's statement. Mr Haskell then moved that the Mayor arrange such a meeting to be held before February 20th; Councilman Bull seconded this motion and on a vote being had, motion carried.

BASEBALL  
SEATING  
APPROVED

City Manager Weller reported that the seating capacity of the seats offered to the City by the San Francisco Seals was nearer to 1,500 instead of 1,800 as stated January 16th when the Council authorized an offer of \$8,000.00. The Seals management will accept \$8,000.00 for the lot which they originally demanded \$12,500.00. Informally, the City Council had approved purchase at the \$8,000.00 figure. This approval was formally affirmed on motion of Councilman Haskell, Bull second and the City Manager directed to purchase the seats.

SPECIFICATIONS  
EQUIPMENT  
STORAGE BLDG.  
ADOPTED  
RES. 1654

Specifications for a metal equipment storage building to be erected on Lot 3, Block 29 of the original City of Lodi, were approved by the adoption of Resolution No. 1654, introduced by Councilman Bull, Haskell second. Sealed bids for the furnishing and erection of this building to be received by the City Clerk on February 18th for submission to the City Council at its February 20th meeting.

SPECIFICATIONS  
FLUORIDATION  
EQUIPMENT  
ADOPTED.  
RES. 1656.

Specifications, as contained in a " Notice to Bidders ", submitted by the City Manager, for the purchase and installation of water fluoridating equipment, were adopted by the adoption of Resolution No. 1656, introduced by Councilman Bull, Rinn second. Mr Weller explained the advantages of " dry feed " equipment, particularly as used in the City of Rio Vista. Bids on " solution feed " are also permitted in the specifications. Bids returnable February 25th for consideration by the City Council at its March 5th meeting.

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DEED TO  
S.J. COUNTY  
FOR WIDEN  
HARNEY LANE

San Joaquin County contemplating widening of Harney Lane east of Jack Tone Road, applied for a deed to an additional ten feet of land from the City's Refuse Disposal Grounds in the Northeast  $\frac{1}{4}$  of Section 19, T3N, R8E so as to obtain a sixty foot wide right of way up to the Northeast corner of this City property. Moved by Councilman Haskell, Bull second, that the City of Lodi grant the County of San Joaquin the North 30 feet of the NE $\frac{1}{4}$  of Section 19, T3N, R8E for use as a public road. This deed made under the express condition that San Joaquin County move and replace existing fence and gate along the south line of the deeded land.

SPECS.  
AUTO FOR  
POLICE  
ADOPTED  
RES. 1655

Specifications for the purchase of one sedan type automobile for use by the Police Department were adopted by the passage of Resolution No. 1655, introduced by Councilman Rinn, Bull second. Councilman Bull in seconding this motion, suggested that the Purchasing Clerk inform all prospective bidders of the use contemplated for this car and of the size and horsepower that would be acceptable.

PUMPS IN  
STORM DRAINS  
MILLS AVE  
N. MAIN ST  
KETTLEMAN

Mr Weller then recapitulated work under way near the junction of Mills Avenue and Turner Road for the installation of a sump and drainage pump to raise storm waters accumulating on the General Mills property, Morenz Tract, Woodlake Tract and Gerard Acres to such a height as would enable their discharge into Lodi Lake in the event of heavy rain fall occurring simultaneously with high water in the lake. This work was undertaken as an emergency job as the present snow-pack in the mountains is such as to threaten extreme high water when the snows melt. Mr Weller stated that it would be necessary at some future time to make a similar installation at the north end of the Main Street Outfall near the Southern Pacific bridge but recommended delay until operation of the Main Street line could be studied further. A fourth low-lift pump may be necessary on the out-fall immediately south of Kettleman Lane to raise water for discharge into the Wood-bridge Irrigation District canal.

CIVIL DEFENSE  
MEETING

Mayor Tolliver called attention to a meeting of local Civil Defense Personnel to be held at 7:30 P.M. February 7th in the City Council Chambers and invited all interested persons to attend.

PUBLIC HEARINGS -

The Mayor then opened the meeting to public hearings:

J.S. HOWEN  
ALLEY  
PARKING

Mr J. S. Howen, proprietor of Howen Hardware, 7 N. School Street complained that the Police Department was tagging his service truck when parked in the alley between Pine and Elm Streets. He requested permission to park this truck so that it would be available on call but refused an offer, made informally, to have a loading zone marked off in front of his place of business. At the order of the Mayor, Mr Howen's complaint was referred to the Chief of Police to investigate the possibility of allowing "service trucks" to park in alley ways near the place of business of the truck's owner.

PARKING IN  
P.O. RED  
ZONE.

Councilman Bull protested that too much leniency was shown to persons parking in the "red zone" adjacent to the curb service mail box in front of the Postoffice, stating that it is often impossible to drive up to this box because some one has parked his car in the forbidden zone.

HEARING ON  
TAXI PERMIT  
OF CHOLSON  
CONTINUED

On application of Attorney Robert Mertz representing Dancer and Linder, operating as City Cab Company, the public hearing scheduled for this time and place on the application of Thomas C. Cholson for a taxi-cab permit, was continued to 8:00 P.M. of February 20, 1952. In P. P. Rott, Attorney for Cholson, consented to the continuance.

COUNCIL CHAMBERS CITY COUNCIL  
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REZONING  
LOT 1 B-B.4  
LOT 1 B-B.5  
PCR LOT 46  
LAWRENCE  
HOMESTEAD.  
ORDINANCE  
NO. 453  
INTRODUCED

This being the time and place set for the hearing of objections to the rezoning of Lot 1, Barbour-Beckman Tract 4 and Lot 1, Barbour-Beckman Tract 5 to admit of Multiple Family Residential Use and of a portion of Lot 46, Lawrence Homestead Addition for Industrial Use, due publication of notice of hearing was proven by affidavits on file with the City Clerk and the hearing conducted. No persons appeared to protest in either instance. Mr R. P. Barbour addressed the Council in regard to the rezoning of the two lots in the subdivisions first above mentioned, promising to secure front and side yards of 25 feet each and also to use his best efforts to see that any " tri-plex " dwellings erected on these lots conform to architecture of dwellings in the immediate vicinity.

Moved by Councilman Rinn, Haskell second, that the proposed rezoning be approved and that ORDINANCE NO. 453 be introduced, entitled, " AMENDING THE ZONE DISTRICT MAP OF THE CITY OF LODI AND THEREBY REZONING LOT 1 OF BARBOUR-BECKMAN TRACT NO. 4 AND LOT 1 OF BARBOUR-BECKMAN TRACT 5 TO BE IN THE MULTIPLE FAMILY RESIDENCE DISTRICT ZONE AND ALSO REZONING PART OF LOT 46 OF LAWRENCE HOMESTEAD ADDITION TO BE IN THE INDUSTRIAL DISTRICT ZONE " . Motion carried and this ordinance ordered to stand introduced for the statutory period on not less than five days.

GIANNONI  
CONCESSION  
LAKE PARK

John Giannoni, 905 S. Lee Avenue, Lodi, applied by letter for a permit to operate a merry-go-round, car ride and small boat ride concession at Lodi Lake Park during the coming Summer. He offered 10% of gross income for the concession and stipulated that charges would be 9¢ for very small children and 14¢ per ride for " teen-agers ". All Councilmen seemed to favor granting of this permit but were in doubt as to the most desirable location. Mr Giannoni requested that the rides be located in the southeast corner of the park lands but agreed to abide by any decision made by the City Council. Moved by Councilman Bull, Haskell second, that the permit issue, location and other details to be determined after consultation with the City Manager and the Director of Recreation.

APPEALS OF  
MUNGER AND  
HENDERSON  
FROM STRICT  
APPLICATION  
BLDG. CODE.

A. A. Munger, lessee of Lot 8 in Block 10, City of Lodi, Northeast corner Church and Pine Street appealed from the strict application of provisions of the Uniform Building Code which would prevent his moving a frame building from its present location at 10 N. Church Street to the north end of the same lot, adjacent to the alley. Moved by Councilman Bull, Rinn second, that moving of this building in this particular instance, if prohibited, would create unnecessary hardship and that a moving permit issue. Occupancy of a metal quonset type building at 810 South Sacramento Street for body and fender repairs was approved although technically in violation of building code provisions; it being held that this location, between an iron foundry and a cement pipe yard would not add to fire hazards. Held that the technical provisions of the building code do not apply in this instance and that an addition to the building be permitted and that the entire building be allowed to be used for auto repairs. This latter appeal made by Roy J. Henderson, owner and Alfred I. Tombie, lessee. Permit ordered issued on motion of Councilman Bull, Rinn second.

ABATEMENT  
739 S. CENTRAL  
ORDERED

The City Attorney was instructed to institute abatement proceedings against the premises at 739 South Central Avenue occupied by William S. Reese. The Chief of the Fire Department and the Sanitarian from San Joaquin Local Health District having found that conditions now existing were a fire menace and a potential menace to health. Notices to clean up this place had been served on Mr Reese with practically no result.

LOCKRUM'S  
PARK

Mr Weller stated that the State Division of Beaches and Parks desired that the City notify the division by resolution that the City of Lodi is desirous of having the park.

( minutes of February 6, 1952 - continued - 4 )

**COUNCIL CHAMBERS CITY COUNCIL  
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**MCKELUMNE  
PARK**

RES. 1657

present Lake Park to include portions of the Mokelumne River bottom lands lying Easterly from the present park boundary. Moved by Councilman Rinn, Bull second, that Resolution No. 1657, stating that the City of Lodi is definitely interested in obtaining additional park lands, and, under favorable conditions, would consider operation of the expanded park and its acquisition by the State Division of Parks and Beaches. This resolution then adopted by unanimous vote of all Councilmen present, with the distinct understanding that the adoption of this resolution be not considered as binding the City of Lodi to dispose of the present park or control over the same without further definite action by the City Council.

**VARIANCE  
GRANTED  
M. HETH  
LOT 7  
ALBRIGHT  
ADDN.**

on recommendation of the City Planning Commission, Martha Heth was granted a variance from the strict application of the provisions of Ordinance No. 238 relating to front yards of dwellings, to allow the construction of a " car port " to her dwelling on Lot 7, Albright Addition. This lot is in the industrial district zone and the last house on Rush Avenue that can be constructed on the north end of this street. It abuts on railroad property. Variance granted on motion of Councilman Rinn, Haskell second.

**LODI TRANSIT**

A statement of the financial condition of Lodi Transit Lines for the past quarter was received from Accountant R. A. Follendorf and ordered filed.

**CLAIMS**

Claims in the amount of \$83,547.97 as approved by the City Manager were allowed and ordered paid on motion of Councilman Haskell, Bull second.

**ORDINANCE  
NO. 452  
ADOPTED  
(N. CHURCH ST  
REZONING)**

ORDINANCE NO. 452 " AMENDING THE ZONE DISTRICT MAP OF THE CITY OF LODI AS ADOPTED BY SECTION "2 OF ORDINANCE NO. 238 AND THEREBY REZONING AND RECLASSIFYING CERTAIN LOTS AT THE SOUTHEAST CORNER OF CHURCH STREET AND FORREST AVENUE , PARTICULARLY DESCRIBED HEREIN TO BE IN THE MULTIPLE FAMILY RESIDENCE DISTRICT ZONE " having been regularly introduced on January 16, 1952, was brought up for passage on motion of Councilman Bull, Haskell second, second reading omitted, after reading by title, by unanimous consent, and then passed, adopted and ordered to print by the following vote:

AYES: Councilmen, Bull, Haskell, Rinn and Tolliver  
NOES: Councilmen, None. ABSENT: Councilman, Preszler.

Mayor Tolliver then signed Ordinance No. 452 in approval thereof.

**S.P. ENCROACH  
AGREEMENT  
LOMA TO MILLS  
APPROVED**

The Mayor was authorized to sign an agreement with Southern Pacific Company and Pacific Gas & Electric Company which will allow encroachment on the Southern Pacific Company's right of way along its Woodbridge Branch Railroad between Loma Drive and Mills Avenue for about three feet with cross arms from jointly owned power poles. Motion of Councilman Haskell, Rinn second.

Selection of an architect for the proposed Hall of Justice was deferred to the February 20th meeting.

**ADMINISTRATIVE  
ASSISTANT  
EXAMINATION  
RESULTS  
UNFAVORABLE**

The City Council then received the City Manager's report on the results of the examination for Administrative Assistant held January 26th, seven out of eighteen applicants having appeared for examination. Grading ranged from a high of 66 to a low of 53, which the Council deemed entirely too low for selecting an applicant for appointment. Finally decided to discard this examination and ask the Executive Director of the League of California Cities to submit a list of top names resulting from a recent examination held by the League for prospective candidates for City Manager positions. From this list, the City Council would interview candidates thought to be suitable as to training, experience and adaptability.

At 11:48 P.M. the City Council adjourned on motion of Councilman Bull.